

BEFORE THE  
PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA

In the Matter of

## COVER SHEET

Application of Duke Energy Carolinas, LLC for  
Approval of Decision to Incur  
Nuclear Generation Pre-Construction Costs

DOCKET  
NUMBER: 2007-440-E

(Please type or print)

Submitted by: Frank R. Ellerbe, IIISC Bar Number: 1866

Address: Robinson, McFadden & Moore, P.C.  
P.O. Box 944  
Columbia, SC 29202

Telephone: (803) 779-8900Fax: (803) 252-0724

Other: \_\_\_\_\_

Email: fellerbe@robinsonlaw.com

NOTE: The cover sheet and information contained herein neither replaces nor supplements the filing and service of pleadings or other papers as required by law. This form is required for use by the Public Service Commission of South Carolina for the purpose of docketing and must be filled out completely.

## DOCKETING INFORMATION (Check all that apply)

☐ Emergency Relief demanded in petition ☐ Request for item to be placed on Commission's Agenda expeditiously

☒ Other: Letter

INDUSTRY (Check one)	NATURE OF ACTION (Check all that apply)		
<input checked="" type="checkbox"/> Electric	<input type="checkbox"/> Affidavit	<input checked="" type="checkbox"/> Letter	<input type="checkbox"/> Request
<input type="checkbox"/> Electric/Gas	<input type="checkbox"/> Agreement	<input type="checkbox"/> Memorandum	<input type="checkbox"/> Request for Certificatio
<input type="checkbox"/> Electric/Telecommunications	<input type="checkbox"/> Answer	<input type="checkbox"/> Motion	<input type="checkbox"/> Request for Investigator
<input type="checkbox"/> Electric/Water	<input type="checkbox"/> Appellate Review	<input type="checkbox"/> Objection	<input type="checkbox"/> Resale Agreement
<input type="checkbox"/> Electric/Water/Telecom.	<input type="checkbox"/> Application	<input type="checkbox"/> Petition	<input type="checkbox"/> Resale Amendment
<input type="checkbox"/> Electric/Water/Sewer	<input type="checkbox"/> Brief	<input type="checkbox"/> Petition for Reconsideration	<input type="checkbox"/> Reservation Letter
<input type="checkbox"/> Gas	<input type="checkbox"/> Certificate	<input type="checkbox"/> Petition for Rulemaking	<input type="checkbox"/> Response
<input type="checkbox"/> Railroad	<input type="checkbox"/> Comments	<input type="checkbox"/> Petition for Rule to Show Cause	<input type="checkbox"/> Response to Discovery
<input type="checkbox"/> Sewer	<input type="checkbox"/> Complaint	<input type="checkbox"/> Petition to Intervene	<input type="checkbox"/> Return to Petition
<input type="checkbox"/> Telecommunications	<input type="checkbox"/> Consent Order	<input type="checkbox"/> Petition to Intervene Out of Time	<input type="checkbox"/> Stipulation
<input type="checkbox"/> Transportation	<input type="checkbox"/> Discovery	<input type="checkbox"/> Prefiled Testimony	<input type="checkbox"/> Subpoena
<input type="checkbox"/> Water	<input type="checkbox"/> Exhibit	<input type="checkbox"/> Promotion	<input type="checkbox"/> Tariff
<input type="checkbox"/> Water/Sewer	<input type="checkbox"/> Expedited Consideration	<input type="checkbox"/> Proposed Order	<input type="checkbox"/> Other:
<input type="checkbox"/> Administrative Matter	<input type="checkbox"/> Interconnection Agreement	<input type="checkbox"/> Protest	
<input type="checkbox"/> Other:	<input type="checkbox"/> Interconnection Amendment	<input type="checkbox"/> Publisher's Affidavit	
	<input type="checkbox"/> Late-Filed Exhibit	<input type="checkbox"/> Report	



**ROBINSON MCFADDEN**  
ATTORNEYS AND COUNSELORS AT LAW

ROBINSON, MCFADDEN & MOORE, P.C.  
COLUMBIA, SOUTH CAROLINA

March 6, 2008

**VIA ELECTRONIC FILING**

Mr. Charles Terreni  
Chief Clerk of the Commission  
Public Service Commission of South Carolina  
Synergy Business Park, Saluda Building  
101 Executive Center Drive  
Columbia, SC 29210

**Frank R. Ellerbe, III**  
1901 MAIN STREET, SUITE 1200  
POST OFFICE BOX 944  
COLUMBIA, SOUTH CAROLINA 29202  
  
PH  
(803) 779-8900 | (803) 227-1112 *direct*  
FAX  
(803) 252-0724 | (803) 744-1556 *direct*  
  
fellerbe@robinsonlaw.com

**Re: Application of Duke Energy Carolinas, LLC for Approval of Decision  
to Incur Nuclear Generation Pre-construction Costs, Docket No.  
2007-440-E**

Dear Charlie:

This firm represents Duke Energy Carolinas in the referenced docket. At its meeting on February 27, 2008 the Commission determined that it would schedule briefings by the electric utilities on their Integrated Resource Plans that are on file with the Commission. Following that decision the Commission staff requested dates from the utilities, including Duke Energy Carolinas, for the briefings.

We ask that the Commission hold in abeyance its request for a briefing on the Duke Energy Carolinas Integrated Resource Plan. We will be filing testimony and presenting a witness to discuss the IRP in the course of presenting our case in the pending Lee Nuclear Pre-Construction Cost docket. The hearing in that docket is scheduled for April 17, 2008. It is likely that the Commission will have the opportunity to be fully briefed on the Duke IRP during that hearing. If, after that hearing is held and a decision is made in that docket, the Commission still wants to hold a briefing on the IRP we will certainly work with you to schedule that briefing.

Thank you for considering this request.

Yours truly,

ROBINSON, MCFADDEN & MOORE, P.C.

Frank R. Ellerbe, III

FRE/lla

Mr. Charles Terreni  
March 6, 2008  
Page 2

cc/:

- Joseph M. Melchers, Esquire (via email)
- Kodwo Ghartey-Tagoe, VP Legal, State Regulation (via email)
- Lawrence B. "Bo" Somers, Assistant General Counsel (via email)
- Nanette Edwards, Esquire (via email)
- C. Lessie Hammonds, Esquire (via email)
- Scott A. Elliot, Esquire (via email)
- Robert Guild, Esquire (via email)